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File No. B. Munis. Bom. City I /42

Legal **DEPARTMENT**

Bombay Act I /42 **B BRANCH**

P. 6-E

Subject:—

A Bill to amend the City of Bombay Municipal Act, 1888.

(Amendment of Sec. 212)

Bom. Act I of 1942

File No. B. Munis Bom city I/42

*Std. Sectt Slip 24-B

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M.V.V.
30/4.

MR
2/5

K.S.R.
2/5.

The requisite draft Bill is appended for the purpose.

2. The Bill falls under entries 13 and 42 in List II of the Seventh Schedule to the Government of India Act, 1935. As it does not relate to any matter in the Concurrent Legislative List, it is not necessary to reserve the Bill for the consideration of the Governor General with reference to section 107(3) of the Government of India Act, 1935, and para.(3) of the Proclamation. Under executive instructions, it requires the previous approval of the Governor-General. Attention of G.D. is also invited to Secretary to the Governor's Circular No.201(12) dated the 4th August 1941.

3. The draft Bill is shown tothe Advocate General with reference to his opinions No.51 dated the 9th. November 1939 at p.61-63 ante and No.87 of 1940 at p.105 and 106 ante. He is requested to state whether the draft Bill is suitable.

Sd/- P.N.Menon.
Remembrancer of Legal Affairs.

U.O. to the Advocate General No.7520 dated the 20th August 1941.

M.V.V.
30/8.

The draft Bill is in order. I have ~~made~~ made some alterations in pencil in the draft. These relate merely to the form of the proposed addition.

Sd.

Advocate General
14.9.41.

M.V.V.
SC/A.

No.609.

Legal Department.

Bombay Castle, 20th January 1942.

From

P.N. Kaon, Esquire, Bar-at-Law, I.C.S.,
Secretary to the Government of Bombay,

To,

The Secretary to the Governor of Bombay.

Subject:- A Bill to amend the City of Bombay Municipal Act, 1888.

Sir,

With reference to your Memorandum No. 301(42), dated the 11th November 1941, addressed to the General Department, on the above subject, I am directed to forward herewith for the assent of His Excellency the Governor, a copy of the Bill to amend the City of Bombay Municipal Act, 1888, prepared by His Excellency the Governor under paragraph (2) of the Proclamation dated the 4th November 1939 issued by him under section 93 of the Government of India Act, 1935.

2. None of the provisions of the Bill affects any special responsibility of the Governor under section 52(1) of the Government of India Act, 1935 or falls within the purview of clause (a),(b),(c) or (d) of paragraph XVII of the Instrument of Instructions to the Governor of Bombay.

3. The subject-matter of the Bill falls under entries Nos. 18 and 40 in the Provincial Legislative List in the Seventh Schedule to the Government of India Act, 1935. None of the provisions of the Bill is repugnant to the provisions of any earlier Federal law or existing Indian law with respect to any matter enumerated in the Concurrent Legislative List. It is not, therefore, necessary to reserve the Bill for consideration of the Governor-General with reference to paragraph (2) of the

P.T.O.

Proclamation and section 107(2) of the Government of India Act, 1935.

4. The date on which His Excellency the Governor's assent is given may kindly be entered in the endorsement.

5. I am also to forward herewith one spare copy of the Bill.

I have the honour to be,

Sir,

Your most obedient servant,

Sd/-. P.N.Moos
20-1.

Secretary to the Government of Bombay,
Legal Department.

Through

The Secretary to the Government of Bombay,
General Department.

M.V.V.
30/4.

No.201 (43)
Office of the Governor's Secretary,
Government House,
Bombay, 28th January 1943.

From

Mr J.B.Irwin, Esquire, DSO, MC, ICS,
Secretary to the Governor of Bombay.

To,

The Secretary to Government,
Legal Department, Bombay.

Subject:- Bill to amend the City of Bombay Municipal Act, 1888.

Sir,

With reference to your letter No.668, dated the 20th January 1943, I am directed to return herewith the copy of the Bill to amend the City of Bombay Municipal Act, 1888, prepared by His Excellency the Governor under paragraph (8) of the Proclamation, dated the 4th November 1939, issued by him under section 93 of the Government of India Act, 1935, and to state that under the provisions of the aforesaid paragraph, His Excellency the Governor is pleased to declare that he assents to the Bill in the name of His Majesty.

I have the honour to be,

Sir,

Your most obedient servant,

Sd.

Secretary to the Governor of Bombay.

K.V.K.
30/1.

Acts.

Publication of the City of Bombay Municipal (Amendment) Act, 1918.

GOVERNMENT OF BOMBAY.
Legal Department.
Resolution No.931.
Bombay Castle, 2nd February 1942.

Letter to the Secretary to the Governor, No.569, dated the 20th January 1942.

Letter from the Secretary to the Governor, No.201(42), dated the 28th January 1942.

"With reference to your letter No.569, dated the 20th January 19[illegible] am directed to return herewith the copy of the Bill to amend the City of Bombay Municipal Act, 1888, prepared by His Excellency the Governor under paragraph (2) of the Proclamation, dated the 4th November 1939, issued by him under section 93 of the Government of India Act, 1935, and to state that under the provisions of the aforesaid paragraph, His Excellency the Governor is pleased to declare that he assents to the Bill in the name of His Majesty."

RESOLUTION:- The law should be published as Bombay Act No.I of 1918, in the Bombay Government Gazette dated the 2nd February 1942.

2. The Act should be translated into Marathi, Gujarati and Hindustani(in Urdu and Devnagari scripts) and the trabslations should be published in the Bombay Government Gazette.

3. A copy of the Act should be forwarded to the General Department.

By order of the Governor of Bombay,

Sd/-
30/1.
For { P.N.MOOS,
Secretary to Government.

To,

The Manager, Government Central Press, Bombay(with copy of the Act and with a request that 15 gazette copies of the Act may be forwarded to the Legal Department).
The General Department.
The Oriental Translator to Government.
The Secretary to the Bombay Legislative Council.
The Secretary to the Bombay Legislative Assembly.
} With a copy of the Act.

With five extra copies.